

FEB 23 2006

<b>REQUEST For CONTINUED EXAMINATION (RCE) TRANSMITTAL</b>  Address to:  <b>MAIL STOP RCE COMMISSIONER FOR PATENTS P. O. BOX 1450 ALEXANDRIA, VA 22313-1450</b> (Revised 01/2003)	Application Number 10/796,364
	Filing Date 03/09/04
	First Named Inventor: Keener
	Art Unit: 3677
	Examiner Name: F. Saether
	Confirmation No.: 2239
	Attorney Docket No. 038190/273111
<p>This is a request for <u>Continued Examination (RCE)</u> under 37 C.F.R. § 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.</p>	

1. **Submission required under 37 C.F.R. § 1.114** Note: if the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. ☒ Previously submitted

i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_

ii. ☒ Other Amendment of January 20, 2006

b. ☒ Enclosed

i. ☐ Amendment/Reply

ii. ☐ Affidavits(s)/Declarations(s)

iii. ☒ Information Disclosure Statement (IDS); of cites listed on PTO Form 1449

iv. ☐ Other \_\_\_\_\_

2. **Miscellaneous**

a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)


b. ☐ Other \_\_\_\_\_

In re: Keener  
Appl. No.: 10/796,364  
Filed: 03/09/04  
Page 2

RECEIVED  
CENTRAL FAX CENTER  
FEB 23 2006

3. **Fees** The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.
- a. The Director is hereby authorized to charge any fee deficiencies, or credit any overpayments, to Deposit Account No. 16-0605.
- i. ☒ RCE fee required under 37 C.F.R. § 1.17(e)  
(\$790.00 large entity; \$395.00 small entity)
- ii. ☐ Extension of Time Fee (37 C.F.R. §§ 1.136 and 1.17)
- iii. ☐ Other
- b. ☐ Check in the amount of \$\_\_\_\_\_ enclosed

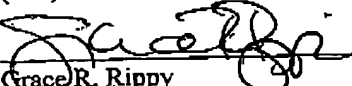
Respectfully submitted,

  
Nicholas F. Gallo  
Registration No. 50,135

Customer No. 00826  
Alston & Bird LLP  
Bank of America Plaza  
101 South Tryon Street, Suite 4000  
Charlotte, NC 28280-4000  
Tel Charlotte Office (704) 444-1000  
Fax Charlotte Office (704) 444-1111

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to the U. S. Patent and Trademark Office at Fax No. (571) 273-8300 on the date shown below.

  
Grace R. Rippey

February 23, 2006  
Date